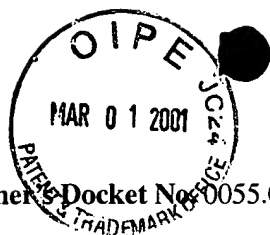


Practitioner Docket No. 0055.00



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schutt et al.

Application No.: 09/218,213

Group No.: 1615

Filed: 12/22/1998

Examiner: S. Tran

For: STABILIZED PREPARATIONS FOR USE IN NEBULIZERS

AF/GAU 1615/\$
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PATENT
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**RESPONSE UNDER
37 C.F.R. section 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
1615**

Box AF

**Assistant Commissioner for Patents
Washington, D.C. 20231**

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.
Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for one month:

Fee: \$110.00

CERTIFICATION UNDER 37 C.F.R. sections 1.8(a) and 1.10*

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Date: 2/26/01

Kathy Honnert
Signature

Kathy Honnert
(type or print name of person certifying)

03/02/2001 AWONDAF1 00000041 500348 09218213

01 FC:115

110.00 CH

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	22	Minus	50	= 0	x \$18 =	\$0
Indep.	2	Minus	5	= 0	x \$80 =	\$0
First Presentation of Multiple Dependent Claim					+ \$270 =	\$0
					Total Addit. Fee	\$0

No additional fee for claims is required.

FEE PAYMENT

5. Charge Account No. 500348 the sum of \$110.00. A duplicate of this transmittal is attached.

FEE DEFICIENCY

6. If any additional extension and/or fee is required, charge Account No. 500348.
If any additional fee for claims is required, charge Account No. 500348.

Date: _____

2/26/01

Signature of Practitioner

Michael J. Rafa

Reg. No.: 38,740
Tel. No.: 650-631-5053

Michael J. Rafa
Inhale Therapeutic Systems, Inc.
150 Industrial Road
San Carlos, CA 94070
U.S.A.

0055

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

21/d2 (NE)
Bet
3-14-01

Applicant : Schutt et al.

) Group Art Unit 1615

Appl. No. : 09/218,213

) I hereby certify that this correspondence and all
) marked attachments are being deposited with the
) United States Postal Service as first-class mail in
) an envelope addressed to: Assistant
) Commissioner for Patents, Washington, D.C.
) 20231, on

Filed : December 22, 1998

For : STABILIZED
PREPARATIONS FOR USE IN
NEBULIZERS

) 2/26/01
) (Date)
) Kathy Honnert
) Kathy Honnert

Examiner : TRAN, S.

) BOX AF

AMENDMENT UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Final Office Action dated November 16, 2000, please consider the following amendments and remarks with respect to the above-captioned application. A petition for a one month extension of time and fee are enclosed herewith.

RECEIVED
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Do
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3/15/01